IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 2ND FEBRUARY 2007 / 13TH MAGHA 1928

Bail Appl..No. 591 of 2007()

CRIME NO.5/07 OF BEPPUR POLICE STATION.

: PETITIONER/13TH ACCUSED

SHARSAD, AGED 25 YEARS,
S/O.BICHIKOYA, KINATTINTAKATH HOUSE,
CHERUPURAKKAL, BEYPORE.

BY ADV. SRI.T.G.RAJENDRAN
SRI.K.PRAVEEN KUMAR

RESPONDENTS: COMPLAINANT/STATE
---

1. THE SUB INSPECTOR OF POLICE,
BEYPPUR POLICE STATION, KOZHIKODE.

2. STATE REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

- - - - - - - - - - - - - - - - -

BAIL APPLICATION NO. 591 OF 2007

- - - - - - - - - ---------- - - - - -

DATED THIS THE 2nd DAY OF FEBRUARY, 2007

O R D E R

Petitioner who is the 13th accused in Crime No.5/07 of Beppur Police Station for offences punishable under sections 143, 147, 148, 452, 427, 354 and 308 read with section 149 IPC, seek anticipatory bail.

2. Even though the learned Public Prosecutor opposed the application, since accused 1 to 12 have already been granted anticipatory bail by this court, as per order dated 23.1.2007 in B.A.422/07, I see no reason as to why the petitioner who was not even named in the FIR should be treated differently. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above case on his executing a bond for Rs.10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. Petitioner shall not commit any offence while on bail.

5. Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,JUDGE.

dsn